

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

June 9, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, June 2, 2009, pp.9-11**
- IV. Budget Amendments – Yes, pp.12-21**
- V. New Business, pp.24-63**
- VI. Continuing Business / Presentations**
 - A. Services Committee(separate, not in packet)**
 - B. Recycling Center Master Plan**
Gershman, Brickner & Bratton, Inc.
Solid Waste Management Consultant
 - C. LFUCG Airport Board Report**
Mr. Robert Owens, Chair, LFUCG Airport Board
Mr. Eric J. Frankl, Interim Executive Director,
Blue Grass Airport
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session – Property**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of an Expanded Jurisdiction Contract with the Kentucky Department of Housing, Buildings and Construction on Behalf of the Department of Public Works and Development, Division of Building Inspection. (369-09) (Crowe/Webb)
This request will authorize the Expanded Jurisdiction Contract with the Kentucky Department of Housing, Buildings and Construction on behalf of the Division of Building Inspection. Local jurisdictions that have contracts for additional building plan review and inspection responsibility must be reviewed and contracts renewed every three (3) years.**pp.24-28**
- B. Authorization to Submit a Loan Application to the Kentucky Infrastructure Authority and Accept the Assistance Agreement for the Downtown Streetscape Green Infrastructure Program Initiative Project. (373-09) (P. King/Webb)
This request will authorize the submission of a loan application for federal funds in the amount of \$2,620,000 to the Kentucky Infrastructure Authority for the Downtown Streetscape Green Infrastructure Program Initiative project. The project was selected by the Kentucky Division of Water and the Kentucky Infrastructure Authority for a stimulus loan from the Assisted Clean Water State Revolving Funds under the American Recovery and Reinvestment Act of 2009. This request will also accept the Assistance Agreement once the loan application is processed. This project will result in better compliance with environmental laws, reduce energy consumption, improve performance and lifecycle of infrastructure, and improve air and water quality. The source of federal funds is the Environmental Protection Agency.**p.29**
- C. Authorization of Change Order No. 1 to Contract with Strand Associates, Inc. Regarding the Legacy Trail Project. (383-09) (P. King/Webb)
This request will authorize Change Order No. 1 to increase contract amount by \$573,300 with Strand Associates, Inc. regarding feasibility study and engineering design of the Legacy Trail project – Phase 2. This project requires a change in scope of services for the Coldstream Park and Maine Chance sections of the trail. Additional services include an amenity planning and trail head, increase in the trail length, additional structures and associated geotechnical investigations, hydraulic modeling, aerial survey mapping, a spur to Spindletop Hall, relocating roadways and associated improvements, additional meetings with stakeholders, user groups and interested citizens, and an archeological survey based on a review of the project by the Office of Local Program. The University of

Kentucky will provide the right-of-way to construct the trail through Maine Chance Farm and Coldstream Park. Original contract amount was \$469,000. New contract amount is \$1,069,300. Funds are budgeted.**pp.30-32**

- D. Authorization of Deeds of Acceptances for Permanent Sidewalk Easements and Temporary Construction Easements at Properties Located at 467, 567, and 697 Georgetown Street Regarding the Georgetown Street Sidewalk Improvements Project. (374-09) (Rayan/Webb)

This request will authorize deeds of acceptances at no cost to LFUCG for a permanent sidewalk easement of 8.32 square feet and a temporary construction easement of 48.88 square feet at property located at 467 Georgetown Street, a permanent sidewalk easement of 7.68 square feet and a temporary construction easement of 38.65 square feet at property located at 567 Georgetown Street, and a permanent sidewalk easement of 119.25 square feet and a temporary construction easement of 128.50 at property located at 697 Georgetown Street for the Georgetown Street Sidewalk Improvements project.**p.33**

- E. Authorization to Create Sections 15-1.3(1) Through 15-1.3(9) of the Code of Ordinances to Designate a Clean Zone for the 2010 Alltech FEI World Equestrian Games™. (283-09) (Greathouse/Rabold)

This request will authorize the creation of Sections 15-1.3(1) through 15-1.3(9) of the Code of Ordinances to designate a Clean Zone for the 2010 Alltech FEI World Equestrian Games™. This section will designate the geographical boundaries for the Clean Zone that will prohibit unauthorized sale of goods, services, merchandise, souvenirs or transacting a temporary business of any kind; will authorize existing businesses to conduct their existing authorized business and prohibit unauthorized sale of game tickets; prohibit temporary signs, streamers, banners, pennants and inflatables; establish a daily fine for each violation; establish a savings clause, and establish an expiration date of this section.**pp.34-39**

- F. Authorization of an Official Merchandiser Agreement with Hands On Originals for Spotlight Lexington in Conjunction with the 2010 Alltech FEI World Equestrian Games™. (368-09) (Greathouse/Rabold)

This request will authorize an Official Merchandiser Agreement with Hands On Originals as the official merchandiser of Spotlight Lexington during the 2010 Alltech FEI World Equestrian Games™. Hands On Originals will be the exclusive provider of licensed merchandise and promotional products for retail outlets and direct sales to LFUCG, sponsors and approved vendors.**p.40**

- G. Authorization of a Presenting Sponsorship Agreement with Saint Joseph Health Systems Regarding Spotlight Lexington in Conjunction with the 2010 Alltech FEI World Equestrian Games™. (375-09) (Greathouse/ Rabold)

This request will authorize a Presenting Sponsorship Agreement with Saint Joseph Health Systems as the sponsor of Spotlight Lexington from September 24, 2010 through October 10, 2010 regarding the 2010 Alltech FEI World Equestrian Games™. **p.41**

H. Authorization of a Subscriber Agreement with Thomson West on Behalf of the Department of Law. (367-09) (Askew)

This request will authorize a Subscriber Agreement for the 2nd year of a 3-year agreement at a renegotiated cost of \$2,538.75 per month subject to a 2% increase each fiscal year for on-line legal research and a 50% discount on book publications. Funds are budgeted. **p.42**

I. *Authorization to Amend Section 21-5 of the Code of Ordinances on Behalf of the Department of Environmental Quality, Division of Environmental Policy. (365-09) (Allen/Taylor)

This request will authorize an amendment to Section 21-5 of the Code of Ordinances to create one (1) position of Environmental Enforcement Specialist (Grade 115E) within the Division of Environmental Policy. The fiscal impact for FY2010 will be \$59,497.92 and was included in the FY2009 Budget with funding proposed in the FY2010 Budget. **p.43**

***EPA Consent Decree**

J. Authorization to Submit Loan Application to the Kentucky Infrastructure Authority and Accept an Assistance Agreement for the Radcliffe Road Drainage Improvements Project. (371-09) (P. King/Taylor)

This request will authorize the submission of a loan application for federal funds in the amount of \$237,000 to the Kentucky Infrastructure Authority for the Radcliffe Road Drainage Improvements project. The project was selected by the Kentucky Division of Water and the Kentucky Infrastructure Authority for a stimulus loan from the Federally Assisted Clean Water State Revolving Funds under the American Recovery and Reinvestment Act of 2009. This will also accept the Assistance Agreement once the loan application processed. This project will allow the construction of new storm sewers and a detention basin to mitigate serious street flooding on Radcliffe Road. The source of federal funds is the Environmental Protection Agency. **p.44**

K. Authorization of a Deed of Acceptance for Acquisition of Property Located at 133 Northwood Drive for the Northwood Drive Storm Water Project. (372-09) (Martin/Taylor)

This request will authorize a Deed of Acceptance at a cost of \$116,700 for the acquisition of property located at 133 Northwood Drive for the Northwood Drive Storm Water project for storm water management and mitigation to the existing watershed. The cost includes \$1,700 for relocation expenses. Funds are budgeted. **p.45**

- L. Authorization of a Change Order No. 1 to Contract with Strand Associates, Inc. Regarding the Town Branch Wastewater Treatment Plant (WWTP) – Screw Pump Replacement Design. (379-09) (Martin/Taylor)
This request will authorize Change Order No. 1 to increase contract amount by \$13,203 with Strand Associates, Inc. regarding the Town Branch WWTP – Screw Pump Replacement Design to change the pre-rotation pumps to conventional submersible pumps and for additional structural and hydraulic evaluations and shop drawing reviews. Original contract amount was \$64,000. New contract amount is \$77,203. Funds are budgeted.**pp.46-47**
- M. *Authorization of an Engineering Services Agreement with HDR Engineering, Inc. Regarding the Wolf Run Pump Station Expansion and Relocation Project. (380-09) (Martin/Taylor)
This request will authorize an Engineering Services Agreement in the amount of \$368,440 with HDR Engineering Inc. for the investigation and design of the Wolf Run Pump Station and Relocation project to expand and relocate the Pump Station and Force Main / Gravity Sewer Lines. Funds are budgeted.**p.48**
***EPA Consent Decree**
- N. Authorization of a Sixth Amendment to Agreement with AmeriNational Community Services, Inc. for the HOME and Community Development Block Grant (CDBG) Housing Rehabilitation and Homeownership Programs. (366-09) (P. King/O'Mara)
This request will authorize a Sixth Amendment to Agreement dated August 29, 2002, with AmeriNational Community Services, Inc. for loan servicing for HOME and CDBG Housing Rehabilitation and Homeownership programs. This Amendment will extend the termination date through June 30, 2010 and provides AmeriNational with additional federal funds of \$30,000. Funds are budgeted.**p.49**
- O. Authorization of a Substantial Amendment to the 2008 Consolidated Plan and to Accept Award for the Community Development Block Grant (CDBG). (376-09) (P. King/O'Mara)
This request will authorize a Substantial Amendment to the 2008 Consolidated Plan for federal funds in the amount of \$555,600 under the Community Development Program and accept the award for CDBG. Funds will be used for the;
- ☐ Weatherization Program. Funds of \$245,000 will be used to match the Clean Energy Funding project conducted by the Community Action Council. CDBG funds up to \$3,500 will be provided for each unit, with total available fund up to \$10,000 per unit. Income of participants will be at or below 80% of area median income. Under this program, 70 units will be assisted and seven (7) jobs will be created or sustained.

- Single-Family Housing Rehabilitation Program. Funds of \$310,600 will be used to augment current financial resources used to assist low-income owner occupants with housing rehabilitation at a limit of \$25,000 per household. Funds will be increased to \$35,000 for energy efficient improvements. Income of participants will be at or below 80% of area median income. Under this program, approximately 31 units will be assisted.

The source of federal funds is the US Department of Housing and Urban Development from the American Recovery and Reinvestment Act of 2009. No matching funds are required.**p.50**

P. Authorization to Accept an Award from the Kentucky Department of Local Government (DLG) Under the Neighborhood Stabilization Program. (377-09) (P. King/O'Mara)

This request will authorize the acceptance of federal funds in the amount of \$1,371,047 from the DLG under the Neighborhood Stabilization Program for land banking and demolition activities. Funds will be used to purchase foreclosed and blighted homes, and lots in Census tracts 1, 2 (except block group 4), 3, 4, 10, 11, 13, 14, 15, 16, 19, 20, 34.04 (block groups 1 and 3), 35.02, 38.01, 39.01, and 40.01 (block group 1). Blighted homes will be demolished and offered to for- and non-profit organizations for redevelopment of affordable housing opportunities for low-income households who are below 80% of area median income. Approximately 27 units will be assisted. Also, approximately \$1,209,500 will be used for the purchase, appraisals, legal costs, demolition, and maintenance of vacant properties. The remaining \$61,547 will be used to support administrative costs of staff, supplies, training and local travel. The source of federal funds is the US Department of Housing and Urban Development, Housing and Economic Recovery Act of 2008.**p.51**

Q. Authorization to Accept an Award from the Kentucky Department of Local Government (DLG) Under the Neighborhood Stabilization Program on Behalf of REACH, Inc. (378-09) (P. King/O'Mara)

This request will authorize the acceptance of an award of federal funds in the amount of \$512,000 from the DLG under the Neighborhood Stabilization Program on behalf of REACH, Inc. for a Redevelopment project for purchase and demolition of five (5) vacant and deteriorated single family units in Census tract 11. REACH will redevelop three (3) new single-family units for homeownership with income below 50% of area median income. LFUCG will enter into a Subrecipient Agreement with REACH who will be responsible for management of the project. The source of federal funds is the US Department of Housing and Urban Development, Housing and Economic Recovery Act of 2008.**p.52**

- R. Authorization to Accept a Donation from Alpha Delta Chapter of ADK on Behalf of the Department of Social Services, Division of Family Services. (267-09) (Helm)
This request will authorize the acceptance of a donation of \$200 from Alpha Delta Chapter of ADK on behalf of the Division of Family Services as an Honorarium for Teachers.**p.53**
- S. Authorization to Accept a Donation from Mike and Julie Balog on Behalf of the Department of Social Services, Division of Family Services. (268-09) (Helm)
This request will authorize the acceptance of a \$50 donation from Mike and Julie Balog on behalf of the Division of Family Services in Memoriam of Dimple Gray to benefit children.**p.54**
- T. Authorization of Change Order No. 2 to Contract with Jarboe Construction, Inc. Regarding the Carver Elevator Project. (384-09) (P. King/Cole)
This request will authorize Change Order No. 2 to increase contract amount by \$2,972.96 with Jarboe Construction, Inc. regarding the Carver Elevator project at the Carver Community Center. This Change requires the excavation and removal of unstable soil and refill with concrete, and rerouting the elevator's exhaust vent. Original contract was \$124,990. Previous change order amount was \$3,335. New contract amount is \$131,297.96. Funds are budgeted.**pp.55-57**
- U. Authorization to Accept Donation from the Family Care Center Volunteer Board, Inc. on Behalf of the Department of Social Services, Division of Family Services. (381-09) (Helm)
This request will authorize the acceptance of a donation in the amount of \$11,279.47 from the Family Care Center Volunteer Board, Inc. on behalf of the Division of Family Services. Funds will be used to support career and life skills programming / speakers, parent education, academic enhancement, and domestic violence material and education.**p.58**
- V. Authorization to Accept Donation from the Family Care Center Volunteer Board, Inc. on Behalf of the Department of Social Services, Division of Family Services. (382-09) (Helm)
This request will authorize the acceptance of a donation in the amount of \$100 from the Family Care Center Volunteer Board, Inc. on behalf of the Division of Family Services. Funds will be awarded to Jessica Cruz as the recipient of the Joe Benson Leadership Award as the most successful student.**p.59**
- W. Authorization to Amend Section 7-17 of the Code of Ordinances Regarding Geographic Information Services (GIS). (370-09) (Dhuwaraha/O'Mara)
This request will authorize an amendment to Section 7-17 of the Code of Ordinances to delete the Commissioner of Finance and replace with the Chief Information Officer as the official custodian for GIS.**pp.60-61**

- X. Authorization of a Lease Agreement with Kentucky Medical Services Foundation, Inc. for Benefit of the University of Kentucky and an Asset Transfer Agreement with the University of Kentucky Regarding the Family Care Center Health Clinic. (387-09) (Askew)

This request will authorize a Lease Agreement with Kentucky Medical Services Foundation, Inc., for benefit of the University of Kentucky for lease of the Family Care Center Health Clinic premises for 5 years. The Asset Transfer Agreement will transfer all the Clinic assets to the University, at a price to be determined, and will be part of the rent under the Lease Agreement.**pp.62-63**

***EPA Consent Decree**